IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6344 OF 2006

Shri.Eknath Ramji Bhagat & Anr. .. Petitioners
V/s
The Union of India & Ors. .. Respondents

Mr.S.S.Bhise for the Petitioners.

CORAM : B.H.MARLAPALLE & NARESH H.PATIL,JJ.
DATE : 25th September, 2006.

P.C.:

1. The petitioners who are the shop vendors claim to be the licensee of the Railways. It is also stated that the licences are renewable on year to year basis. The grievance raised in this petition is that the petitioners are being threatened of disconnection of water supply and eviction. If that be so, the petitioners efficacious remedy is to approach the civil Court for an injuction, more so when their relationship with railways is that of Licensor and Licensee. We have also noted that the petition has been pending for the last more then three years and it was dismissed in default initially and subsequently restored. There was no order of interim protection passed in their favour.

2. Hence, we relegate the petitioners to resort to an appropriate civil remedy and dispose of this petition accordingly.

(NARESH H.PATIL,J.) **(B.H.MARLAPALLE, J.)**